

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

CRAIG ALAN TOAZ,

Plaintiff,

v.

ZACHARY ALBRIGHT, *et al.*,

Defendants.

No. 3:23-CV-00375

(Chief Judge Brann)

(Magistrate Judge Carlson)

ORDER

DECEMBER 29, 2023

Craig Alan Toaz filed this civil rights complaint alleging that several individuals violated his civil rights.¹ Subsequently, several documents that were mailed to Toaz were returned to this Court as undeliverable, and Toaz has not provided the Court with a viable mailing address to where the Court may mail him documents. Consequently, on November 22, 2023, Magistrate Judge Martin C. Carlson issued a Report and Recommendation recommending that this Court deem the matter abandoned and dismiss Toaz's complaint without prejudice.² The copy of the Report and Recommendation sent to Toaz was returned as undeliverable³ and, accordingly, no timely objections were filed to the Report and Recommendation.

¹ Doc. 1.

² Doc. 11.

³ Doc. 14.

Where no objection is made to a report and recommendation, this Court will review the recommendation only for clear error.⁴ Regardless of whether objections are made, district courts may accept, reject, or modify—in whole or in part—the findings or recommendations made by the magistrate judge.⁵ Upon review of the record, the Court finds no error—clear or otherwise—in Magistrate Judge Carlson’s recommendation. Consequently, **IT IS HEREBY ORDERED** that:

1. Magistrate Judge Martin C. Carlson’s Report and Recommendation (Doc. 11) is **ADOPTED**;
2. Toaz’s complaint (Doc. 1) is **DISMISSED** without prejudice; and
3. The Clerk of Court is directed to **CLOSE** this case.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann
Chief United States District Judge

⁴ Fed. R. Civ. P. 72(b), advisory committee notes; *see Henderson v. Carlson*, 812 F.2d 874, 878 (3d Cir. 1987) (explaining that court should in some manner review recommendations regardless of whether objections were filed).

⁵ 28 U.S.C. § 636(b)(1); Local Rule 72.31.